

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Andreas Eipper et al.

Application No.: 10/587,998

Confirmation No.: 4347

Filed: August 1, 2006

Art Unit: 1712

For: FLUID POLYESTER MOULDING MASSES

Examiner: Lee, Doris L.

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is attorney of record for the assignee of the above-identified application. BASF SE certifies that it is the owner of 100% interest in the above identified patent application, as evidenced by the attached assignment, said assignment having been recorded in the U.S. Patent and Trademark Office on September 20, 2006 at Reel 018283, Frame(s) 0655 and the name change recorded on July 8, 2010 at Reel 024654, Frame(s) 0006.

The owner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of any patent granted on any one or more of pending **reference** US Patent Applications Serial Numbers 10/587,997, 11/576,646, 11/577,009, 11/577,590, 11/632,711, 11/659,506, 11/659,625, 11/813,833, 11/996,489, and 11/815,238, and as such term is defined in defined in 35 U.S.C. 154 and 173, and as the term as term of any patent granted on any of said **reference** US Patent Applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** US Patent Applications. The owner hereby agrees that any patent that is granted on the above-identified application shall be enforceable only for and during such period that it and any patent granted on

any of the **reference** US Patent Applications are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assignees.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on any one of said **reference** applications, "as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on any one of the pending **reference** applications," in the event that: any such patent: granted on any one or more of the pending **reference** applications: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The fee of \$140.00 covering the fee set forth in 37 CFR 1.20(d) has already been paid.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 03-2775, under Order No. 12810-00333-US.

Dated: November 16, 2010

Respectfully submitted,

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